

REMARKS

Claims 32-56, 58-59, 66-67 and 69-73 currently appear in this application. The Office Action of April 21, 2004, has been carefully studied. These claims define novel and unobvious subject matter under Sections 102 and 103 of 35 U.S.C., and therefore should be allowed. Applicants respectfully request favorable reconsideration, entry of the present amendment, and formal allowance of the claims.

Claims 32-56, 58, 66 and 67 are said to be allowable over the art of record.

Claim 59 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

This objection to claim 59 is not understood. Claim 59 depends from claim 58. Claim 58 is allowed. Therefore, there is no reason to rewrite claim 59.

Claims 57, 64 and 68 are rejected under 35 U.S.C. 102(b) as being clearly anticipated by Hase et al.

The present amendment cancels claims 57 and 64.  
Accordingly, this rejection is now moot with respect to claims 57 and 64.

Claim 68 depends from claim 32. Claim 32 is allowable, so it would be expected that claim 68 would also be allowable. In particular, the Examiner has withdrawn the rejection over Marking et al. because Marking et al. do not teach zinc sulfide particles having a cubic crystal structure. Claim 68 recites that the zinc sulfide particles have a cubic crystal structure, so it would be expected that claim 68 would also be allowable.

Claim 65 is rejected under 35 U.S.C. 103(a) as being unpatentable over Hase et al.

The present amendment cancels claim 65.  
Accordingly, this rejection is now moot.

It is respectfully requested that new claims 69-73 be entered, because these claims recite limitations which have been considered to be allowable, namely, the zinc sulfide crystals have a cubic structure and they have an average particle size of 5 to 7 microns.

Appl. No. 09/869,956  
Amdt. dated August 12, 2004  
Reply to Office action of April 21, 2004

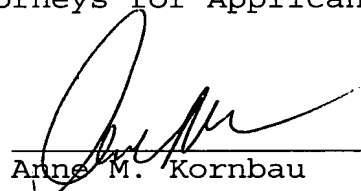
Submitted herewith is a copy of the claims of  
European Patent No. 1,151,057, based on the same priority  
document as the present application.

In view of the above, it is respectfully submitted  
that the claims are now in condition for allowance, and  
favorable action thereon is earnestly solicited.

Respectfully submitted,

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